

## A DESPERATE STRUGGLE.

## A Hand to Hand Encounter With a Midnight Robber.

He Was Finally Overpowered and Tied, Hand and Foot, Until the Arrival of the Police, When He Was Taken to Jail.

South Omaha was Wednesday night treated to first-class sensation in the way of a desperate encounter with a midnight burglar by two of her citizens, which finally resulted in the capture of the desperado and his subsequent imprisonment in jail.

About 12 o'clock that night a colored man by the name of Tom Cooper, who says his home is in Missouri, entered a saloon and grocery store kept by a man by the name of Waggoner at the corner of Tenth and Castellar, the old Phillip Koch place.

The burglar removed his shoes before entering the house and passed through a cellar window. In the cellar was stored a lot of wine and other stuff. The fellow had with him a bag and in this receptacle he placed four bottles of wine, six bottles of sardines and a large plug of tobacco.

He then went up stairs in the building and by the light of a dark lantern which he carried, he discovered a man lying asleep upon a cot, and upon a chair near his head lay a loaded revolver. The burglar appropriated the revolver and put it in his pocket. He then went to the money drawer and attempted to open it. In doing this the sleeping proprietor was awakened. He called for help, and was at once reinforced by his clerk. The two of them proceeded to capture the intruder. It was dark and it was mostly done by feeling. They got within reach of the fellow and he knocked them both down. He then tried to make his escape but was followed as he had lost his way and could not find the place of exit. The two men again advanced upon him, and were again "sent to grass," this time with considerable force.

At about this stage of proceedings, Mrs. Waggoner appeared upon the scene armed with a lamp. By the rays of light the two men were enabled to see their game and both pounced upon him while the woman cheered them on with right good will. They bore down upon the negro and brought him to the floor while the blows fell thick and fast upon his sallow face. While the two men were administering the beating the woman had set down her lamp and had hastened away for a piece of cord with which to tie the burglar. Upon her return the negro's wrists and feet were securely fastened and one of the men started for town to get a policeman while the other man and woman stood guard over the prostrate negro.

By the time officers O'Boyle and Buckley arrived upon the scene the negro was howling with pain, as the cord upon his wrist had cut down deep into his flesh and his hands and arms were badly swollen.

The cords were cut and the fellow allowed to get up after which he was taken to the city jail where he is now awaiting an examination.

## A FATAL BLOW.

## A Man Killed by a Falling Tree During Wednesday Night's Storm.

His Comrade Escapes With Two Broken Legs and Will Probably Die—Minor Notes.

Wednesday night's storm was the third of a series of very severe storms which have visited this city during the past week. One peculiarity about these storms is the fact that they have come up in a very few minutes and that all have come up from the north and blew a gale very nearly approaching a hurricane.

That of Wednesday was the most severe of any of the three. It came up between the hours of one and two o'clock. The wind blew a hurricane. Two soldiers, Henry Gardner and a Mr. Warstaff, of company E, fourth infantry were on their way from this city to the fort. Just after passing the Saratoga school house a large tree blew down, striking the two soldiers in its fall. Warstaff had both legs badly broken, one of them being fractured in several places. Gardner was badly hurt internally.

The two men were carried into McKeuzie's barn until the ambulance wagon could be brought from the fort, when the two men were taken to the fort, where Gardner died. His funeral took place yesterday afternoon.

MINOR NOTES.

At the fair grounds the fence was considerably blown down and a number of the sheds were damaged. The high fence at the base ball park was damaged considerably. The ball boards around the city were more or less injured by the high wind.

Kennedy's Tale.

To the Editor of This Bee. Last night after two o'clock and during the storm, a burglar had effected an entrance into what is known as the "Bowery Hill" grocery store, corner Tenth and Castellar streets, kept by Phil Wagner and partner, and after he had been captured by me, I was called on for assistance, as I lived across the street from the grocery, and sent one of them, the partner, to Mr. Goodman's to telephone for a policeman, but as he objected on account of the storm, he went to Mr. Haswell's, but for some reason it could not be used, and as we did not desire to be kept up the balance of the night to take care of the prisoner I sent the man to police headquarters for a policeman. He found Ed. Gorman in charge, and on the man stating the circumstances and asking for a policeman, Mr. Gorman replied: "You—d—d—son of a b—h, what are you doing around here," and told him to get out of there, but through the influence of Officer Hinchey he was called back and two policemen were furnished to go for the prisoner. This matter was reported to the city marshal, Thomas Cummings, today, but being desirous of acquainting the public with the manner in which a legitimate call for assistance is treated by

the night head of the police, I had endeavored to have the facts published as a matter of general information at the Bee office, but was informed, for reasons best known to themselves, it could only be done through a communication signed by myself. I have therefore adopted that course, leaving the citizens of Omaha to draw their own conclusions. July 3. JOHN J. KENNEDY.

The people's Cyclopaedia takes off the shine of all other subscription books.

Robbers on Transfer Train.

There were two robbers on yesterday afternoon's transfer train, wearing dark clothes, about medium size, and probably thirty years of age, who undertook to rob a passenger, the last one getting out of the train. One of the robbers came excitedly forward and pressed himself in advance of the traveller, saying, "hold on. Let me see," &c., as if there was something very urgent to be looked after outside, and at the same time stretched his arm across the passage way, to prevent the passenger from advancing, while the other in the rear of the traveller endeavored, during the excitement, to rifle his pockets. The front thief retreated and ran through the car and the direct robber started in the same direction, when the passenger hurriedly grabbed him but lost his hold and then commenced cursing him and calling for the police, but there was neither police nor train men within hearing. Had either been at their post duty the robbers could have been caught. The robbers failed to accomplish their intentions as they did not get pay for their bold venture.

Real Estate Transfers.

The following transfers were filed for record in the county clerk's office July 2, and reported for the Bee by Ames' real estate agency.

Cordelia Phelps et al to C. S. Hunt wd, part lot 32 in sw nw sec 15, t 15, r 13, \$1,500.

Cordelia Phelps and husband to E. G. Humphrey wd, und 1/2, part lot 32, in sw nw sec 15, t 15, r 13, \$750.

E. G. Humphrey and wife to Julius F. Phelps wd, und 1/2, part lot 32 in sw nw sec 15, t 15, r 13, \$750.

Samuel E. Rogers and wife to Geo. E. and Joseph Barker wd, lots 7 and 8, block 70, credit foncier, \$500.

Byron Reed and wife to John B. Hastings wd, lot 9, block 4, Reed's 3rd add, \$600.

Harry D. Shull et al to Fred Krause, w d, lot 22, block 11, Shull's 2d add, \$1000.

Samuel S. Curtis and wife to Thomas E. Price, lots 10, 11 and 12, block 1, Belvidere, w d, \$1000.

Robert L. Garlicks to Mads Mortensen, w d, lot 6, Pelham Place, \$400.

C. C. Housell et al to S. H. Farnsworth et al, w d, e 1/2 lot 3, block 210, Omaha, \$1000.

Frank M. Fleming to Michael Coplow, w d, part of lot 8 in block 7, \$400.

Notice.

Business suspended to day at the following local freight offices on account of national holiday.

Texas, N. O. Ag't U. P. THOS. NOLAN, Ag't Mo. P. C. C. BURDICK, Ag't C. St. P. M. & O. MILTON SCOTT, Ag't B. & M.

PERSONAL.

D. Anderson, of Columbus, is at the Metropolitan.

W. A. Martin, of Lincoln, is at the Metropolitan.

J. B. Walker, of Norfolk, is at the Metropolitan.

J. C. Kohl, of Schuyler, is stopping at the Metropolitan.

C. W. Dennis, of Nebraska City, is at the Metropolitan.

Harry Baer and wife, of York, Neb., are at the Metropolitan.

E. R. Dean, of David City, is registered at the Metropolitan.

L. E. Thayer and wife, of Fremont, are stopping at the Metropolitan.

Mrs. Julia Schroeder, the clairvoyant magnetic healer, is stopping at the Metropolitan.

Yank Adams, general manager of the New York Sporting and Theatrical Journal, is in the city.

Louis Lesieur, Papillion; W. F. Hard, Lincoln, and J. Dixon Avery, Fremont, registered yesterday at the Millard.

T. H. Scariff, C. T. Brown, Patrick Eagan, Jay E. Adams, Central City, C. M. Williams, North Bend, and G. F. Hulgren, Kearney, were at the Paxton yesterday.

Al. Baker, son of ex-Governor Baker of Indiana, and an old classmate at Washburn college of W. H. Kent of this city, was the guest of his former companion for a couple of days this week, and left Omaha last evening for the Pacific coast, where he goes on pleasure trip.

ARMY ORDERS.

Acting Assistant Surgeon Frank J. Ives, U. S. A., is relieved from temporary duty at Fort Omaha, Neb., and will comply with paragraph 1, special orders No. 46, current series from these headquarters.

Leave of absence for one month on surgeon's certificate of disability, with permission to apply for an extension of one month, and to leave the limits of the Department of the Platte, is granted Captain J. Scott Payne, Fifth cavalry.

Within this department the 108th anniversary of the independence of the United States will, on the 4th proximo, be appropriately observed at the military stations. All military duty, except the necessary guard and police, will be suspended between sunrise and sunset; and the national salute will be fired as required by the regulations.

The people's Cyclopaedia of universal knowledge is the best work for general reference in print.

Democratic Bill of Fare.

Boston Times. "What sort of bill of fare shall I get up for convention week?" asked a Chicago hotel steward of the manager.

"Well, it's pretty hard telling just what the democratic delegates want. I guess you had better give them plenty of salt fish before the nomination."

"And what after it?"

"Why, the usual game dinner and supper, of course."

"What's that?"

"Why, crow, you idiot."

To keep cool and enjoy yourself on the Fourth visit the popular ice cream parlors, but being desirous of acquainting the public with the manner in which a legitimate call for assistance is treated by

## THE FINANCIAL FLURRY.

## Suit Against the Penn Bank.

PITTSBURGH, July 3.—The assignee of Warner filed a bill in equity today against the directors of the Penn Bank, to compel them to surrender securities valued at \$457,000 appropriated when the bank failed to secure themselves against loss for notes given the associated banks at the time the first loaned money to tide over the first suspension.

## A Failure Only in Name.

CHICAGO, July 3.—Cherrie & Co., dealers in pig iron and rails, filed a voluntary assignment today. Liabilities of the company, \$850,000, including \$250,000, and actually at least \$800,000. The failure was precipitated by the purchase of ten thousand tons of pig iron worth \$200,000 at high price and, moreover, on 15 days from the banks. The banks called for the money and several other debts fell due. The company will be able to pay in full and have a large surplus.

## The Marine Bank.

WASHINGTON, July 3.—The comptroller of the currency received the report of the directors of the Marine Bank of New York today. The comptroller says he has no doubt an assessment will be made against the shareholders of the bank.

## Boston Bankrupts.

BOSTON, July 3.—Whitmore, Cabot & Co., dry goods and commission merchants, made an assignment today. Liabilities not known but they will be large. The firm owned and operated the south shore mills at Hingham.

## PANAMA PERTURBED.

## A Revolution Imminent Over the Presidency.

PANAMA VIA GALVESTON, July 3.—The superior court of Panama has impeached Doctor Corvera, president of Panama, for bribery, and named General Ruiz, second vice president, as president. Doctor Corvera refuses to leave the presidential residence. He is surrounded by about one hundred friends, is armed and has fifty police armed with Remington rifles. President Ruiz demands the building through General Banez, the commandant of the Panama garrison. Banez has 700 well armed men. An English man-of-war is expected in the station within forty-eight hours. French and American interests are wholly unprotected. Some fear a repetition of the revolution of 1878, which would be very disastrous to the canal company.

## ROBBING A RAILWAY.

## A Conspiracy for the Sale of Chicago and Alton Railway Passes.

CHICAGO, July 3.—The Chicago and Alton railroad company has for some time past suspected the existence of a conspiracy which, it is claimed, has resulted in a large number of passes over the road getting into the hands of scoundrels. The affair centers around the arrest of Dr. H. W. Boyd, a well-known physician of this city, on the charge of defrauding the company and selling its passes. Dr. Boyd was arrested last night by the Chicago and Alton company, has resigned his position pending the investigation. Dr. Boyd will be examined to-morrow.

## The Cholera Plague.

MARSA MATRUH, July 3.—Three deaths from cholera are reported since last night. At least 6000 inhabitants died. Four hundred poor workmen from Toulon were sent back to that city. The panic has unquestionably increased. In the face of this, the city physicians and chemists of the city held a meeting and declared the alarm senseless. The rate of mortality at present they aver does not exceed that of the cholera of 1865. The municipal authorities have decided to forego the customary celebration on July 14th.

PARIS, July 3.—The prefect of police ordered all passengers from places where cholera is prevalent disinfectant. Some Parisian journals assert there were three cases of cholera in Paris yesterday. The Yolaire denies this, but admits isolated cases every summer. It says the sanitary condition of Paris is good. Travelers who pass into Italy by Mount Cenis tunnel are quarantined 5 days at the frontier.

## Manitoba Crops.

WINNIPEG, July 3.—The department of agriculture reports a highly encouraging outlook in the province. The weather during the seeding was favorable for continuous and rapid work. The season is fully ten days ahead of last year. May and the early part of June was dry, but there was ample rain during the latter part of June. The spring wheat area increased over last year. Wheat is doing well throughout the province and the territories. The oats area decreased 40 per cent. The yield is expected to be small owing to the hot weather. The acreage decreased 30 per cent; fax seed decreased 50 per cent. The hay prospects are good. Field roots are doing well. Estimated aggregate yield of the province and territories: Wheat, 8,750,000 bushels; oats, 6,000,000 bushels; barley, 1,875,000.

## Kentucky Butchers at Work.

MECHANICSVILLE, Ky., July 3.—Humphrey and Bill Best, brothers, and notorious desperadoes, brutally killed an ineffective colored man named Green today in Clark county yesterday. The Bests, who were drunk, were walking with a female friend, Humphrey Best ordered Halley to cease fussing himself. Halley replied and continued fussing, whereupon Humphrey Best drew a revolver and Bill Best a knife, both using the weapons, killing Halley instantly. Bill Best boasted he had killed a negro and this would not be his last. Both Bests are in jail.

## Manitoba Mining and Smelting.

ST. PAUL, July 3.—The international mining and smelting company of Minneapolis and Winnipeg was incorporated today. The capital stock is \$2,000,000. John T. Hubert, of Minneapolis, is president; E. R. Kent, of Winnipeg, vice-president.

## A Quadruple Suffocation.

CHICAGO, July 3.—Four working men employed by the Calumet Iron and Steel company, while engaged cleaning one of the large chimneys connected with the works, were suffocated by gas, and their dead bodies were taken out this forenoon some hours after their death.

## Car-Loads of Correspondents.

WASHINGTON, July 3.—A special train on the Baltimore and Ohio railroad carrying the Washington correspondents of various newspapers to the national democratic convention at Chicago, left Washington at 10 a. m. today. It is expected the train will reach Chicago by noon to-morrow.

## Father and Son Die the Same Day.

BINGHAMTON, July 3.—William H. Cooper, a banker of Montrose, shot down in the street in that place by Joe Drinker on the night of June 14th. His father, John Cooper, died in the same house, expiring yesterday, aged 93.

## The Weather To-day.

WASHINGTON, July 3.—Fair, upper Mississippi Valley; partly cloudy, local showers, variable winds, and stationary temperature.

## For the Missouri Valley: Partly cloudy, local showers, winds generally east to south, and stationary temperature.

## The Washburn Managership.

ST. LOUIS, July 3.—It is learned from official sources that C. H. Chappell's declaration of the general managership of the Washburn railroad is final.

## A Thieving Texas Treasurer.

BENHAM, July 3.—Lieb, the county treasurer of Washington county, was arrested in Benham this evening, charged with defalcation to the amount of \$27,000.

## An Ex-Convict Dies.

ROCK ISLAND, July 3.—Eli Fitzpatrick, aged 25, pardoned from the Joliet penitentiary three years ago, died here this afternoon.

## CATTLE PUNCHERS' DAY.

## The Round-up at Brush—A Gala Day on the Range.

A Few Hundred Cattle and a Hundred and Twenty Cowboys on Dress Parade.

Denver Tribune, July 1.

The train on the Burlington & Missouri road pulled out from the Union depot with a goodly number of people yesterday morning to witness the grand round-up of cattle in District No. 10 at Brush station. Once away from Denver the train went bowling along at a thirty mile gale until Brush, eighty miles away, was reached. For the accommodation of the cattle men and the visitors who desired to witness this western scene—a round-up—on the plains—a special car was attached to the lightning train, which left the depot at 7:30, on time. The car for the round-up contained fifty odd people. There was Hon. Jed Brush, W. H. H. Crammer, C. D. Gurley, Joseph Bowles, H. L. Barnes and lady, George Wright, E. F. Bishop, F. H. Standart, K. G. Cooper, F. W. Cutler, Mrs. William Stapleton, Kate Field, Great Salt Lake city, Caroline W. Challice, Ralph Meeker, F. H. McDonald, C. M. McKinney, Dr. Shaw, J. C. Culbertson, Alvin Palmer, M. Palmer, George Adams, John Keller, F. A. Olney, Halsey M. Rhoads, W. C. Wynkoop, W. E. Doyle, Alva Anson, C. G. Cutler, D. W. B. Towns, George K. Hamblin, D. C. Holcomb, F. Galley, Thomas Tongue, Matthew Baker, J. A. Tidford, J. H. Johnson, J. H. Humate, L. Smith, W. H. Rice, I. H. Quinby, Walter Smith, C. M. Hampton, E. T. Walsh, W. C. Mevin, J. D. Ross, Edward Wetzel and George W. Smith.

## ON THE GROUND.

At 10:30 the train halted at Brush, where an army of cowboys were in waiting. Here and there were tents, which constituted the abode of the different cattle outfits that were represented and had crews of men in this round-up. Out by the side of a little lake, a mile from the depot was the camp of Mr. W. H. H. Crammer. Near by that of Mr. F. R. Ernest. In another direction, on the opposite side of the town, was that of Hon. Jed Brush. Then there was the outfit of the D— company, the Mill Iron company, the S. S. outfit, the 22 outfit, the 121 outfit, the crooked H outfit, and another from the north side of the river—in all forming a village of tents.

Here was a magnificent scene. Away to the south the horizon was black with cattle. Nearer by, and in the front ground, were the bands of saddle horses—practically a hundred, a mile from the depot was the camp of Mr. W. H. H. Crammer. Near by that of Mr. F. R. Ernest. In another direction, on the opposite side of the town, was that of Hon. Jed Brush. Then there was the outfit of the D— company, the Mill Iron company, the S. S. outfit, the 22 outfit, the 121 outfit, the crooked H outfit, and another from the north side of the river—in all forming a village of tents.

## AT THE FIRST EXHIBITION.

was a band of about 1,000 head of cattle, mostly of the broad horn breed, to be handled. The army of cow boys surrounded this band and the cutting-out process began. First would be a steer selected. The rider dashed boldly at him, and in the twinkling of an eye he would be separated from the herd, and a desperate run for a few rods would take place, the bovine struggling to regain his place among his fellows, but the quick-footed horse and the cunning rider would never allow him to do so. So would go on this cutting out process until a little herd or covey would be formed on the side. Now would come a stubborn brute, a cow or a steer that would not be driven and in spite of all efforts would plunge back into herd. One or two efforts to drive would suffice, when more persuasive means would be applied. The cowboy would send his horse at a full run, and as he neared the refractory animal he would swing his lariatous over his horse, make fast to the horn of his saddle, and then would come a struggle as between equine and bovine. The horse and his rider would make all efforts to draw the brute along; but when failing, another rider would cast his noose and catch a leg, and if this was not sufficient to drag the stubborn load another would hitch on, and another, and away would go the bullock on his side at full gallop, across the prairie. At times, when the game became desperate, and these wild Texas steers would seem determined to break through all barriers and regain the herd from which they had been separated, fifty horsemen would dash in and form a barricade that was invincible.

After witnessing the scenes for a couple of hours the spectators retired from the field and at the hospitable camp of Hon. Jed Brush and Mr. Crammer, partook of a bountiful dinner. Then in the interim and before the arrival of the team that was to convey them away, the spectators were entertained by an expert who tried his skill in riding bucking bronchos.

The day was a beautiful one—neither too hot nor too cold—with a gentle breeze that made all things pleasant and enjoyable.

## THE FUTURE OF THE ROUND-UP.

In answer to the reporters inquiry, said Hon. Jed Brush: "On Monday morning the outfit will leave this place and proceed to the head of the Bijou, then up the Bijou to the mouth of the Muddy—thence up the Muddy to the Old Dillon ranch, where they will disband. The riders will go to their respective homes—turn the horses to grass, and remain until the 25th of July. Then they will again go over the range and commence the gathering of beef. This last round-up will extend to the month of November, when a halt will be ordered and the animals allowed to rest until another spring."

During this round-up in district No. 10, which has been going on for fifty days, or thereabouts, about 175 riders have been employed, and 100,000 head of cattle have been gathered.

At this hour the outfit at Brush, about 400 head of animals were found that belonged on the north side of the Platte, along the north bank, and up in Wyoming. These were taken home by the parties in pursuit of them.

## COW BOY PERSONALS.

Prominent among the skillful riders who did the roping act, were Bert Froeman of the L. P. outfit, Mr. M. J. Fitzgerald of the L. B. outfit, and Hilley Fitch, also of the L. P. These men are artists, and no mistake.

Among those who did fine work in cutting out was Noah Gill, of the 22 outfit, and Mr. Jule Wetherby, of the L. B.

## An Editor's Experience.

After trying numerous remedies for rheumatism, but without permanent relief, I was advised to use Dr. E. B. B., which had given permanent relief to others suffering from rheumatism. After taking half a dozen bottles, I found that the disease was entirely driven out of my system, and a permanent cure secured. This was over a year ago, and since then, even during our most severe weather, with sudden changes, I have never suffered a return of the old attacks which disabled me from editorial work. Slight attacks have yielded promptly to a few doses of Dr. E. B. B., and disappeared within forty-eight hours.

It is very seldom, indeed, that I recommend anything to the public in this manner, but I feel it due to your valuable preparation, that has given me so much long desired and much needed relief, to state these facts thus publicly. I am sure that but for your Specific, I should have been laid aside from journalistic work, as the severest attack was in my right arm and hand. As thousands are now suffering in a similar manner, and many of them hesitate for certain reasons to use your preparation, I am constrained to address you this voluntary testimonial for publication in their behalf.

SINCE HERBERT, Atlanta, Ga.

Treatise on blood and skin diseases, mailed free.

Send for SPECIFIC CURE, Drawer 3 Atlanta, Ga., 150 W. 23d St. N. Y., and 1205 Chestnut St. Philadelphia.

## KENTUCKY PROHIBITIONISTS.

They Elect Delegates to the National Convention—A Cure-All Platform.

LOUISVILLE, July 3.—The state prohibition convention met this morning to adopt a platform and select delegates to the national convention at Pittsburg. About 100 persons were present. J. M. Hunter was chosen permanent chairman. A prohibition platform was adopted which favors the abolition of polygamy and all other immoral practices, the maintenance of the moral standard of the people as far as practicable and civil service reform in other appointments, the abolition of sinecures and unnecessary offices. It also favors public schools, the preservation of the public lands for settlers, the abolition of monopolies, and it disapproves of tariff legislation at the present time. Eighteen delegates were appointed to the national convention.

## A Bishop Stops a Fight.

While the new Bishop of Dakota, Dr. Walker, was on a visit to a clergyman of his diocese at Watponton on Sunday, he saw opposite a saloon seventy or eighty men forming a ring around two others who were engaged in a desperate fight. Their clothes were torn and bloodstained, and one was nearly blinded. Bishop Walker broke into the ring, and going to one of the struggling men, who was kicking the other in the face, attempted to drag him away. He then said: "Will no one of you help to separate these men?" "Let them have it out," cried some one in the crowd.

Then the bishop, lifting himself up to his full height, his eyes blazing with indignation and contempt, said: "Is it possible that the manhood of all of you is gone? Are you only wolves? Shame on you!"

The whole crowd for a moment stood dazed and amazed. Then four or five rushed forward and helped the bishop to drag the man apart. His hands and clothes were soiled with blood in the struggle. Then, standing between the two men, who were glaring at each other and streaming with blood he asked two or three of the crowd to take one of the men to his home, and two or three others to lead the other man away. This they did. Then the crowd quietly dispersed.

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